IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA)) 8:09MJ200
Plaintiff,) 8.09W3200)
VS.) DETENTION ORDER
JOSE TOMAS LOPEZ-RENDON	١,
Defendant.)
A. Order For Detention After waiving a detention hea Act on October 2, 2009, the pursuant to 18 U.S.C. § 3142	aring pursuant to 18 U.S.C. § 3142(f) of the Bail Reform e Court orders the above-named defendant detained 2(e) and (i).
X By a preponderance conditions will reasona X By clear and convincing	The Detention ant's detention because it finds: of the evidence that no condition or combination of ably assure the appearance of the defendant as required. g evidence that no condition or combination of conditions the safety of any other person or the community.
which was contained in the P X (1) Nature and circum X (a) The crime felony and District of without the violation o imprisonme (b) The offense (c) The offense (d) The offense (2) The weight of the X (3) The history and cl (a) General Fa Th X Th Th	ne defendant appears to have a mental condition which ay affect whether the defendant will appear. The defendant has no family ties in the area. The defendant has no steady employment. The defendant has no substantial financial resources. The defendant is not a long time resident of the community. The defendant does not have any significant community.

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(b)	At the time of the current arrest, the defendant was on:
	Probation
	Parole
	Release pending trial, sentence, appeal or completion of
	sentence.
(c)	Other Factors:
	X The defendant is an illegal alien and is subject to
	deportation.
	The defendant is a legal alien and will be subject to
	deportation if convicted.
	X The Bureau of Immigration and Custom Enforcement
	(BICE) has placed a detainer with the U.S. Marshal.
	Other:
<u>X</u> (4) The r	nature and seriousness of the danger posed by the defendant's

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

 The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

release are as follows: The nature of the defendant's criminal history.

- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: October 2, 2009. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge